IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION
APR 2 8 2011
JULIA C. DUDLEY, CLERK
BY:

DAVID W. WILLIAMS Plaintiff,	)	Civil Action No. 7:10-cv-00404
v.	)	ORDER
SGT. RATLIFF, <u>et al.</u> , Defendants.	)	By: Hon. Jackson L. Kiser Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

## **ORDERED**

that this case is **DISMISSED** without prejudice; all pending motions are **DENIED** as moot; and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile his claims in a new and separate action at a time of his choice.

The Clerk is directed to send a copy of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This day of April, 2011.

erior United States District Judge